

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)	
)	
Possible Revision or Elimination of)	CB Docket No. 09-229
Rules Under the Regulatory Flexibility)	DA 11-412
Act, 5 U.S.C.610)	

COMMENTS OF THE PERSONAL RADIO STEERING GROUP

Established in 1980, the Personal Radio Steering Group (PRSG) is the all-volunteer, not-for-profit advocate for users of the Personal Radio Services, especially the General Mobile Radio Service (GMRS, FCC Part 95A).

The request for comments in DA 11-412 encompasses, *inter alia*, several Part 95 rules. The revision or elimination of one of these rules would seriously impact the GMRS.

Rule 95.101(d) What the license authorizes.

This Rule provides that "For non-individual licensees, the license together with the system specifications for that license as maintained by the Commission represent the non-individual licensees' maximum authorized system."

Non-individual licensees are businesses, corporations, organizations, institutions, unincorporated associations and similar fictitious legal entities. Until the 1990s, GMRS was largely usurped by such entities, which are eligible to hold licenses in other radio services. PR Docket 87-265 addressed the problem by limiting GMRS eligibility to human individuals and not other entities.¹

Non-individuals were "grandfathered" -- permitted to remain GMRS licensees to the extent that they did not modify their GMRS systems from the configuration on record when the rules changes in PR 87-265 became effective. Modification would, and has, voided such entities' GMRS authorizations.

The record in PR 87-265, and more recently, Docket WT 10-119 demonstrate the continued utility of individual-only licensing in preserving the present, and highly valued, GMRS regulatory scheme. GMRS licensees strongly reject any relaxation or removal of 95.101(d), as it would invite expansion of non-individual systems and open an opportunity for their renewed exploitation of this service.

Respectfully submitted,
PERSONAL RADIO STEERING GROUP

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¹ In 1988, the Commission amended the GMRS rules to provide flexibility to the individual user and limit eligibility for new GMRS licenses to individuals. *See* Amendment of Subparts A and E of Part 95 to Improve the General Mobile Radio Service ("GMRS"), Report and Order, PR Docket No. 87-265.